

**HAGNER & ZOHLMAN, LLC**

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Attorney for: Plaintiff

By: Thomas J. Hagner, Esquire

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ROBERT S. CONRAD, SR.

Plaintiff,

vs.

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

CIVIL ACTION NO. 1:08-cv-05416

THE WACHOVIA GROUP LONG-  
TERM DISABILITY PLAN;

Defendant.

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**PLAINTIFF'S NOTICE OF MOTION  
FOR SUMMARY JUDGMENT**

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TO: Kathleen McLeod Caminiti, Esq.  
FISHER & PHILLIPS, LLP  
430 Mountain Avenue  
Murray Hill, NJ 07974

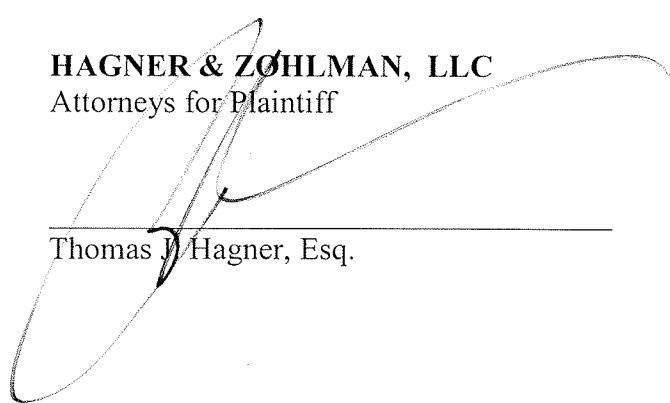
**PLEASE TAKE NOTICE** that at such time as the Court directs, Plaintiff, Robert Conrad, by his counsel Thomas J. Hagner, Esq., shall move for summary judgment against Defendants pursuant to Rule 56 of the Federal Rules of Civil Procedure on the ground that there is no genuine issue as to any material fact and that Robert Conrad is entitled to summary judgment as a matter of law. In support of this motion, Plaintiff adopts the arguments and

authority contained in the Brief which is filed in support of this motion and relies on the Statement of Uncontested Material Facts and Declarations of Plaintiff and Counsel which accompany the Brief.

A proposed form of Order is attached.

Dated: January 13, 2010

**HAGNER & ZOHLMAN, LLC**  
Attorneys for Plaintiff



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Thomas J. Hagner, Esq.